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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/692,466
		Filing Date	October 23, 2003
		First Named Inventor	Sachin Ahuja
		Art Unit	2621
		Examiner Name	not yet known
Total Number of Pages in This Submission	16	Attorney Docket Number	10006.001510

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request for Reconsideration in regards to Sachin Ahuja; Copy of Decision Refusing Status under 37 CFR 1.47(a); Updated Statement of Pertinent Facts; Exhibits A-H; Return receipt postcard.
<div style="border: 1px solid black; padding: 5px; min-height: 100px;"> Remarks </div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

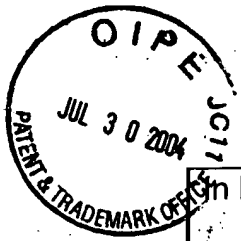
Firm or Individual name	James K. Okamoto, Reg No. 40,110 OKAMOTO & BENEDICTO LLP		
Signature			
Date	July 26, 2004		

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	James K. Okamoto		
Signature		Date	July 26, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Sachin Ahuja, et al. Serial No.: 10/692,466 Filed: October 23, 2003 Title: Method and Apparatus for Merging Related Image Segments	Examiner: not yet known Art Unit: not yet known Atty. Docket No.: 10006.001510
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Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR RECONSIDERATION UNDER 37 CFR 1.47(a)**IN REGARDS TO SACHIN AHUJA**

Sir:

This is being filed in response to the Decision Refusing Status Under 37 CFR 1.47(a) mailed May 27, 2004 regarding non-signing inventor Sachin Ahuja for the above-referenced patent application. Enclosed is a copy of said Decision Refusing Status.

Per the Decision Refusing Status, further proof is required that the non-signing inventor cannot be reached or refuses to sign so as to satisfy item (1) under 37 CFR 1.47(a). Accordingly, applicants hereby respectfully submit the attached Updated Statement of Pertinent Facts in Support of Filing on Behalf of Sachin Ahuja. The facts in the updated statement describes the exact facts which are relied on to establish that a diligent effort was made to locate Mr. Ahuja. The last known address of Mr. Ahuja appears from the majority of known facts to be 220 Jessie Ln #3, Mountain View, CA 94041.

A decision granting the petition under 37 CFR 1.47(a) is respectfully requested. If the Examiner has any questions or needs additional information, the Examiner is invited to contact the undersigned attorney at (408) 436-2110.

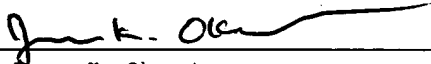
Dated: July 26, 2004

Respectfully submitted,
Sachin Ahuja, et al.

By: 

James K. Okamoto
Attorney For Applicant(s)
Reg. No. 40,110
OKAMOTO & BENEDICTO LLP
P.O. Box 641330
San Jose, California 95164
(408) 436-2110
(408) 436-2114 (FAX)

Enclosure(s)

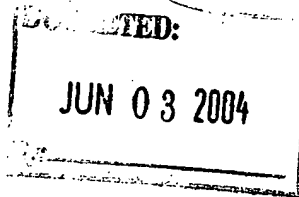
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Signature:			
Typed or Printed Name:	James K. Okamoto	Dated:	July 26, 2004
Express Mail Mailing Number (optional):			



UNITED STATES PATENT AND TRADEMARK OFFICE



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OKAMOTO & BENEDICTO, LLP
P.O. BOX 641330
SAN JOSE, CA 95164

COPY MAILED

MAY 27 2004

OFFICE OF PETITIONS

In re Application of :
Sachin Ahuja, Gavin B. Horn, :
Michael Fleisher, John S. Chen, : **DECISION REFUSING STATUS**
Adityo Prakash and Edward R. Ratner: **UNDER 37 CFR 1.47(a)**
Application No. 10/692,466 :
Filed: October 23, 2003
For: METHOD AND APPARATUS FOR
MERGING RELATED IMAGE SEGMENTS

This is in response to the "Petition Under 37 CFR 1.47(a)," filed March 22, 2004, regarding non-signing inventor **Sachin Ahuja**.

The petition is dismissed.

Rule 47 applicant is given TWO MONTHS from the mailing date of this decision to reply, correcting the below-noted deficiencies. Any reply should be entitled "Request for Reconsideration of Petition Under 37 CFR 1.47(a)," and should only address the deficiencies noted below, except that the reply may include an oath or declaration executed by the non-signing inventor. **FAILURE TO RESPOND WILL RESULT IN ABANDONMENT OF THE APPLICATION.** Any extensions of time will be governed by 37 CFR 1.136(a).

The above-identified application was filed on October 23, 2003 without an executed oath or declaration and naming **Sachin Ahuja**, Gavin B. Horn, Michael Fleisher, John S. Chen, Adityo Prakash and Edward R. Ratner as joint inventors.

Accordingly, on January 23, 2004, a "Notice to File Missing Parts of Application" was mailed, requiring an executed oath or declaration and a filing fee, and a surcharge for their late filing.

In response, on March 22, 2004, the instant petition was filed.

A grantable petition under 37 CFR 1.47(a) requires:

- (1) proof that the non-signing inventor cannot be reached or refuses to sign the oath or declaration after having been presented with the application papers (specification, claims and drawings);
- (2) an acceptable oath or declaration in compliance with 35 U.S.C. §§ 115 and 116;
- (3) the petition fee; and
- (4) a statement of the last known address of the non-signing inventor.

Applicant lacks items (1), as set forth above.

As to item (1), Rule 47 applicant has failed to show that non-signing inventor **Sachin Ahuja** cannot be reached. Applicant has stated that the mailing of January 19, 2004 was returned and noted, "moved left no address," and tried to call non-signing inventor **Sachin Ahuja's** phone number and found it to be disconnected. Petitioner must make "a diligent effort" to locate the non-signing inventor. A statement of facts should be submitted that fully describes the exact facts which are relied on to establish that a diligent effort was made. The statement of facts must be signed, where at all possible, by a person having firsthand knowledge of the facts recited therein. Statements based on hearsay will not normally be accepted. Copies of documentary evidence such as internet searches, certified mail return receipts, cover letters of instructions, telegrams, that support a finding that the non-signing inventor could not be found or reached should be made part of the statement. The steps taken to locate the whereabouts of the non-signing inventor should be included statement of facts. It is important that the statement contain facts as opposed to conclusions. If these attempts to locate the non-signing inventor fail, then applicant will have established that the inventor cannot be reached. See MPEP 409.03(d).

Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop Petition
 Commissioner for Patents
 Box 1450
 Alexandria, VA 22313

By FAX: (703) 872-9306
Attn: Office of Petitions

By hand: Customer Service Window
2011 South Clark Place
Crystal Plaza Two (left side entrance of building)
Arlington, VA

Telephone inquiries related to this decision should be directed to the undersigned at (703) 306-9200.

A handwritten signature in black ink, appearing to read 'Ed Tannouse', followed by a horizontal line.

Edward J. Tannouse
Petitions Attorney
Office of Petitions
United States Patent and Trademark Office



**IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS:	Sachin Ahuja et al.
APPLICATION NO.:	10/692,466
TITLE:	Method and Apparatus for Merging Related Image Segments
GROUP ART UNIT:	Not yet known
ATTY. DKT. NO.:	10006.001510

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

**UPDATED STATEMENT OF PERTINENT FACTS
IN SUPPORT OF FILING ON BEHALF OF SACHIN AHUJA**

Dear Sir or Madam:

I, James K. Okamoto, hereby state the following:

- a) On January 19 2004, I sent the application papers for the above-referenced U.S. Patent Application, including a copy of the application, along with a declaration to be signed and other documents) via first class mail to Sachin Ahuja at his previous address of 220 Jessie Ln #3, Mountain View, CA 94041. Included was a cover letter requesting Mr. Ahuja sign the declaration as a joint inventor of the above-referenced application. The postal office returned the envelope of papers sent to Mr. Ahuja with 1) an indication that the addressee had moved from the Jessie Ln address to 650 Castro St, Suite 120, Mountain View, CA 94041 and 2) an indication that the addressee had moved from the Castro St address and "left no address". Attached is a copy of the cover letter sent to Mr. Ahuja marked as Exhibit A and a copy of the returned envelope marked as Exhibit B.
- b) On March 8, 2004, I called Sachin Ahuja's last known phone number at 650-625-0785. A message from the phone company stated that this number is disconnected or no longer in service.
- c) On June 4, 2004, I performed an online search for Sachin Ahuja via Yahoo People Search. The Yahoo People Search returned the same Jessie Ln address for Sachin Ahuja. A phone number of (650) 625-0785 was also returned. Attached is a copy of the Yahoo People Search results marked as Exhibit C.
- d) On June 4, 2004, after the Yahoo People Search, I sent the application papers for the above-referenced U.S. Patent Application, including a copy of the application, along

Updated Statement of Pertinent Facts (Ahuja)

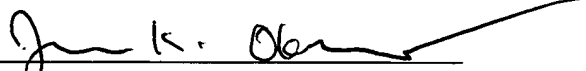
with a declaration to be signed and other documents) via certified mail with return receipt to Sachin Ahuja at the Jessie Ln address, which was the address indicated from the Yahoo People Search. The shipment details indicate that notice was left but addressee unknown, so the envelope was returned by the postal service to our office on June 14, 2004. In addition, I made a phone call to (650) 625-0785, which was the number indicated from the Yahoo People Search. An answering machine picked up the phone, and I left a message asking for Sachin Ahuja to call back my office in relation to patent applications. No return call was received in relation to this phone message. Attached is a copy of the cover letter sent marked as Exhibit D, a copy of the certified mail receipt marked as Exhibit E, and a copy of shipment details from the US Postal Service marked as Exhibit F.

e) Further on June 4, 2004, I performed a second online search via PeopleData in a diligent attempt to locate Sachin Ahuja. Five possible addresses for Sachin Ahuja were returned, including the same Jessie Ln address and four other potential addresses. Three of those potential addresses had phone numbers with a 315 area code. Attached is a copy of the PeopleData results marked as Exhibit G.

f) On June 23, 2004, I called each of the above-mentioned three phone numbers with the 315 area code. For the first number, (315) 638-3948, I received a message from the phone company that the number was not in service and that no further information was available. For the second number (315) 446-4870 and the third number (315) 422-8189, answering machines picked up the phone, so I left messages asking for Sachin Ahuja to call back my office in relation to patent applications. No return call was received in relation to any of these phone messages.

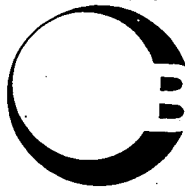
g) Further on June 4, 2004, I ordered a third online search via eFindOutTheTruth.com. This was a social security trace based on Sachin Ahuja's social security number. The results were returned on June 6, 2004 and indicated the same Jessie Ln address mentioned above. A copy of the social security trace results is attached hereto as Exhibit H.

h) To date, I have not received any return correspondence, return phone call, or other communication from Sachin Ahuja regarding the above.


James K. Okamoto

July 26, 2004
Date

Attachments (Exhibits A through H)



OKAMOTO & BENEDICTO LLP
INTELLECTUAL PROPERTY ATTORNEYS

Exhibit A

January 19, 2004

CONFIDENTIAL

Sachin Ahuja
220 Jessie Lane, #3
Mountain View, CA 94041

RE: U.S. Patent Application

Title: Method and Apparatus for Merging Related Image Segments
Serial No.: 10/692,466
Filing Date: October 23, 2003
Inventor(s): Sachin Ahuja, et al.
Our Ref: 10006.001510

Dear Sachin:

The above-referenced nonprovisional application was filed on October 23, 2003, on behalf of PTS Corporation, now the owner of all rights to this patent application. Please find enclosed a "Declaration for Utility or Design Patent Application", an "Assignment", a "Power of Attorney" and an "Oath & Assignment" for the application attached to a copy of the application.

As a co-inventor, please sign and date the above-mentioned three forms where indicated by the flags. By signing these forms, you are basically reconfirming that you are the joint inventor of the subject matter sought to be patented.

When the forms have been executed, please return all pages of these documents and the copy of the application to us as soon as possible. A first class pre-stamped return envelope is included for your convenience.

Thank you very much for your assistance in this matter. Please contact me at (408) 436-2111 if you have any questions regarding this matter.

Sincerely,
OKAMOTO & BENEDICTO LLP

James K. Okamoto

JKO/jvm
Enclosures

OKAYOTON A REVEDICTOULP
1767 North First Street, Suite 270
San Jose, California 95112

★ ★ ★
185
50905
5642



03.85U JAN 19 04
MAILED FROM ZIP CODE 95112

Sachin Ahuja

AHUJ220 940412046 1703 15 01/23/04
NOTIFY SENDER OF NEW ADDRESS
AHUJA, SACHIN
PMB 229
650 CASTRO ST STE 120
MOUNTAIN VIEW CA 94041-2068



Exhibit B

Exhibit C

[Yahoo!](#) [My Yahoo!](#) [Mail](#)[Sign In](#)
New User? [Sign Up](#)[Search the web](#)[Search](#)[People Search Home](#) - [Help](#)

Your People Search:

[Create / Edit My Listing](#) - [Remove My Listing](#)first last city state

FEATURED SPONSOR

- [Click for all Sachin Ahuja matches](#) - Unlisted numbers & addresses. Background checks. Satellite photos. www.PeopleData.com

PEOPLE SEARCH RESULTS 1 - 1 of 1 results

Name	Address	Phone
Sachin Ahuja	220 Jessie Ln Mountain View, CA Add to Address Book , Map	(650) 625-0785

Showing 1 - 1 of 1

[First](#) | [Previous](#) | [Next](#) | [Last](#)

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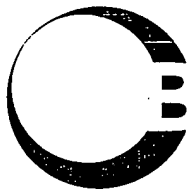


Exhibit D

OKAMOTO & BENEDICTO LLP
INTELLECTUAL PROPERTY ATTORNEYS

June 4, 2004

Via Certified Mail with Return Receipt

Sachin Ahuja
220 Jessie Lane, #3
Mountain View, CA 94041

RE: U.S. Patent Application
Title: Method and Apparatus for Merging Related Image Segments
Serial No.: 10/692,466
Filing Date: October 23, 2003
Inventor(s): Sachin Ahuja, et al.
Our Ref: 10006.001510

Dear Sachin:

The above-referenced nonprovisional application was filed on October 23, 2003, on behalf of PTS Corporation, now the owner of all rights to this patent application. Please find enclosed a "Declaration for Utility or Design Patent Application", an "Assignment", and a "Power of Attorney" for the above-referenced application attached to a copy of the application.

As a co-inventor, please sign and date the above-mentioned three forms where indicated by the flags. By signing these forms, you are basically reconfirming that you are the joint inventor of the subject matter sought to be patented.

When the forms have been executed, please return all pages of these documents and the copy of the application to us by Friday, June 18, 2004 (two weeks from today). A first class pre-stamped return envelope is included for your convenience.

We very much appreciate your assistance with this matter. Please contact me at (408) 436-2111 if you have any questions regarding this matter.

Sincerely,
OKAMOTO & BENEDICTO LLP

James K. Okamoto

JKO/jvm
Enclosures

Exhibit E

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(Domestic Mail Only; No Insurance Coverage Provided)

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Certified Fee	\$2.30
Return Receipt Fee (Endorsement Required)	\$1.75
Restricted Delivery Fee (Endorsement Required)	\$0.00
Total Postage & Fees	\$ \$6.26

0002 75
CA 95101
Postmark
Here
NOV
06/04/2004
SdSn
LOBBY MOW SAN JOSE

Sent To Sachin Ahuja
Street, Apt. No.,
or PO Box No. 220 Jessie Lane #3
City, State, ZIP+4 Mountain View, CA 94041

PS Form 3800, June 2002 See Reverse for Instructions

San Jose
San Jose, California
951019713
0568370002-0095
06/04/2004 (800)275-8777 05:12:07 PM

Sales Receipt			
Product	Sale	Unit	Final
Description	Qty	Price	Price
MOUNTAIN VIEW CA 94041			\$2.21
First-Class			
Return Receipt			\$1.75
Certified			\$2.30
Label Serial #: 70031010000545521633			
Customer Postage			-\$6.26
Subtotal:			\$0.00
=====			
Issue PVI:			\$0.00

Total: \$0.00

Paid by:

Bill#: 1000501635642
Clerk: 25

— All sales final on stamps and postage. —
Refunds for guaranteed services only.
Thank you for your business.
Customer Copy

Exhibit F[Home](#)

Track & Confirm

Shipment Details

You entered 7003 1010 0005 4552 1633

Your item was delivered at 1:26 pm on June 14, 2004 in SAN JOSE, CA 95112.

Here is what happened earlier:

- ADDRESSEE UNKNOWN, June 10, 2004, 7:11 am, MOUNTAIN VIEW, CA
- NOTICE LEFT, June 07, 2004, 1:36 pm, MOUNTAIN VIEW, CA 94041
- FORWARDED, June 05, 2004, 8:40 am, MOUNTAIN VIEW, CA
- ACCEPTANCE, June 04, 2004, 5:10 pm, SAN JOSE, CA 95101

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Exhibit G**PeopleData™**[Begin New Search](#)[Home](#)[Find Unlimited Additional People for \\$1 each](#)**SEARCH RESULTS for:[SACHIN AHUJA]****Possible Name Combinations****Total Matches****SACHIN AHUJA****5****Total****5****SACHIN AHUJA - 5 Matches**

Name	Address	Phone Number	Background Check	Satellite Photo	Birth Date
1. SACHIN AHUJA	220 JESSIE LN 3 MOUNTAIN VIEW CA 94041	(650) 625-0785	Available	Available	1970
2. SACHIN AHUJA	5469 LAGOON CT B TERRE HAUTE IN 47803		Available	Available	
3. SACHIN AHUJA	245 VILLAGE BLVD S BALDWINVILLE NY 13027	(315) 638-3948	Available	Available	
4. SACHIN AHUJA	3 JAMAR DR FAYETTEVILLE NY 13066	(315) 446-4870	Available	Available	
5. SACHIN AHUJA	102 RONEY LN 34 SYRACUSE NY 13210	(315) 422-8189	Available	Available	

[Find Unlimited Additional People for \\$1 each](#)

(c) PeopleData, Inc. 2004

Exhibit H**James Okamoto**

From: eFindOutTheTruth.com [info@eFindOutTheTruth.com]
Sent: Sunday, June 06, 2004 2:18 PM
To: james@obllp.com
Subject: AHUJA SACHIN

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Best Regards,
Customer Service
eFindOutTheTruth.com, Inc.
Background Checks and Criminal Records
We WILL find ANYONE...even on the INTERNET!
Customer Service Fax Line: (954) 252-4493
Email: research@eFindOutTheTruth.com

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Basic People Locate Search

Name/SSN	Age	DOB	Address	Occupancy Dates	Phone
AHUJA SACHIN 077-82-xxxx	33	08/17/1970	220 JESSIE LN APT 3 MOUNTAIN VIEW, CA 94041	11/1999 - 04/2004	

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6/6/2004



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/692,466
		Filing Date	October 23, 2003
		First Named Inventor	Sachin Ahuja
		Art Unit	2621
		Examiner Name	not yet known
Total Number of Pages in This Submission	18	Attorney Docket Number	10006.001510

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request for Reconsideration in regards to Adityo Prakash; Copy of Decision Refusing Status under 37 CFR 1.47(a); Updated Statement of Pertinent Facts; Exhibits A-I; Return receipt postcard.
<div style="border: 1px solid black; padding: 5px; min-height: 50px;"> Remarks </div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	James K. Okamoto, Reg No. 40,110 OKAMOTO & BENEDICTO LLP
Signature	
Date	July 26, 2004

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	James K. Okamoto
Signature	
Date	July 26, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Sachin Ahuja, et al. Serial No.: 10/692,466 Filed: October 23, 2003 Title: Method and Apparatus for Merging Related Image Segments	Examiner: not yet known Art Unit: not yet known Atty. Docket No.: 10006.001510
---	--

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR RECONSIDERATION UNDER 37 CFR 1.47(a)IN REGARDS TO ADITYO PRAKASH

Sir:

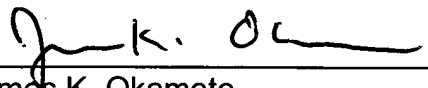
This is being filed in response to the Decision Refusing Status Under 37 CFR 1.47(a) mailed May 28, 2004 regarding non-signing inventor Adityo Prakash for the above-referenced patent application. Enclosed is a copy of said Decision Refusing Status.

Per the Decision Refusing Status, further proof is required that the non-signing inventor cannot be reached or refuses to sign so as to satisfy item (1) under 37 CFR 1.47(a). Accordingly, applicants hereby respectfully submit the attached Updated Statement of Pertinent Facts in Support of Filing on Behalf of Adityo Prakash. The facts in the updated statement describes the exact facts which are relied on to establish that a diligent effort was made to locate Mr. Prakash. The last known address for Mr. Prakash appears from known facts to be 3320 Clearview Terrace, Fremont, CA 94539.

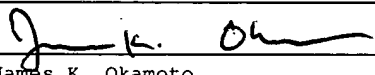
A decision granting the petition under 37 CFR 1.47(a) is respectfully requested. If the Examiner has any questions or needs additional information, the Examiner is invited to contact the undersigned attorney at (408) 436-2110.

Dated: July 26, 2004

Respectfully submitted,
Sachin Ahuja, et al.

By: 
James K. Okamoto
Attorney For Applicant(s)
Reg. No. 40,110
OKAMOTO & BENEDICTO LLP
P.O. Box 641330
San Jose, California 95164
(408) 436-2110
(408) 436-2114 (FAX)

Enclosure(s)

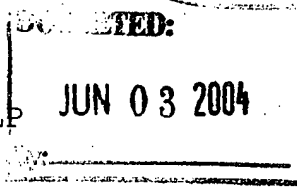
CERTIFICATE OF MAILING			
I hereby certify that this correspondence, including the enclosures identified herein, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.			
Signature:			
Typed or Printed Name:	James K. Okamoto	Dated:	July 26, 2004
Express Mail Mailing Number (optional):			



UNITED STATES PATENT AND TRADEMARK OFFICE



OKAMOTO & BENEDICTO, LLP
P.O. BOX 641330
SAN JOSE, CA 95164



Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

COPY MAILED

MAY 28 2004

OFFICE OF PETITIONS

In re Application of :
Sachin Ahuja, Gavin B. Horn, :
Michael Fleisher, John S. Chen, : DECISION REFUSING STATUS
Adityo Prakash and Edward R. Ratner: UNDER 37 CFR 1.47(a)
Application No. 10/692,466 :
Filed: October 23, 2003
For: METHOD AND APPARATUS FOR
MERGING RELATED IMAGE SEGMENTS

This is in response to the "Petition Under 37 CFR 1.47(a)," filed March 22, 2004, regarding non-signing inventor **Adityo Prakash**.

The petition is dismissed.

Rule 47 applicant is given TWO MONTHS from the mailing date of this decision to reply, correcting the below-noted deficiencies. Any reply should be entitled "Request for Reconsideration of Petition Under 37 CFR 1.47(a)," and should only address the deficiencies noted below, except that the reply may include an oath or declaration executed by the non-signing inventor. **FAILURE TO RESPOND WILL RESULT IN ABANDONMENT OF THE APPLICATION.** Any extensions of time will be governed by 37 CFR 1.136(a).

The above-identified application was filed on October 23, 2003 without an executed oath or declaration and naming Sachin Ahuja, Gavin B. Horn, Michael Fleisher, John S. Chen, **Adityo Prakash** and Edward R. Ratner as joint inventors.

Accordingly, on January 23, 2004, a "Notice to File Missing Parts of Application" was mailed, requiring an executed oath or declaration and a filing fee, and a surcharge for their late filing.

In response, on March 22, 2004, the instant petition was filed.

A grantable petition under 37 CFR 1.47(a) requires:

(1) proof that the non-signing inventor cannot be reached or refuses to sign the oath or declaration after having been presented with the application papers (specification, claims and drawings);

(2) an acceptable oath or declaration in compliance with 35 U.S.C. §§ 115 and 116;

(3) the petition fee; and

(4) a statement of the last known address of the non-signing inventor.

Applicant lacks items (1), as set forth above.

As to item (1), Rule 47 applicant has failed to show that non-signing inventor **Adityo Prakash** cannot be reached. Applicant has stated that the mailing of January 19, 2004 was returned and noted, "moved," and "not deliverable as addressed - unable to forward." Petitioner must make "a diligent effort" to locate the non-signing inventor. A statement of facts should be submitted that fully describes the exact facts which are relied on to establish that a diligent effort was made. The statement of facts must be signed, where at all possible, by a person having firsthand knowledge of the facts recited therein. Statements based on hearsay will not normally be accepted. Copies of documentary evidence such as internet searches, certified mail return receipts, cover letters of instructions, telegrams, that support a finding that the non-signing inventor could not be found or reached should be made part of the statement. The steps taken to locate the whereabouts of the non-signing inventor should be included statement of facts. It is important that the statement contain facts as opposed to conclusions. If these attempts to locate the non-signing inventor fail, then applicant will have established that the inventor cannot be reached. See MPEP 409.03(d).

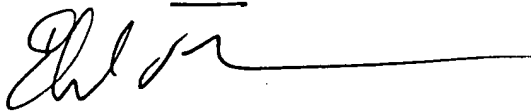
Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop Petition
 Commissioner for Patents
 Box 1450
 Alexandria, VA 22313

By FAX: (703) 872-9306
Attn: Office of Petitions

By hand: Customer Service Window
2011 South Clark Place
Crystal Plaza Two (left side entrance of building)
Arlington, VA

Telephone inquiries related to this decision should be directed to the undersigned at (703) 306-9200.

A handwritten signature in black ink, appearing to read 'E. Tannouse', followed by a long horizontal line extending to the right.

Edward J. Tannouse
Petitions Attorney
Office of Petitions
United States Patent and Trademark Office



**IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS:	Sachin Ahuja et al.
APPLICATION NO.:	10/692,466
TITLE:	Method and Apparatus for Merging Related Image Segments
GROUP ART UNIT:	Not yet known
ATTY. DKT. NO.:	10006.001510

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

**UPDATED STATEMENT OF PERTINENT FACTS
IN SUPPORT OF FILING ON BEHALF OF ADITYO PRAKASH**

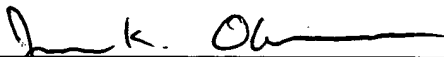
Dear Sir or Madam:

I, James K. Okamoto, hereby state the following:

- a) On January 19 2004, I sent the application papers for the above-referenced U.S. Patent Application, including a copy of the application, along with a declaration to be signed and other documents) via first class mail to Mr. Adityo Prakash at his previous address of 600 Marlin Court, Redwood Shores, CA 94065. Included was a cover letter requesting Mr. Prakash sign the declaration as a joint inventor of the above-referenced application. The postal office returned the envelope of papers sent to Mr. Prakash with a note that the Mr. Prakash has "moved" and that the envelope was "not deliverable as addressed--unable to forward". Attached is a copy of the cover letter sent to Mr. Prakash marked as Exhibit A and the envelope returned by the postal office marked as Exhibit B.
- b) On March 8, 2004, I sent another copy of the application papers with a cover letter to Mr. Sanford Kingsley, an attorney who has represented Mr. Prakash in the past. The postal office returned the envelope of papers sent to Mr. Kingsley with a note that the Mr. Sanford Kingsley "no longer at this address". Attached is a copy of the cover letter sent to Mr. Kingsley marked as Exhibit C and the envelope returned by the postal office marked as Exhibit D.
- c) On June 4, 2004, I performed an online search for Adityo Prakash via Yahoo People Search. The Yahoo People Search did not find any people matching Adityo Prakash. Attached is a copy of the Yahoo People Search results marked as Exhibit E.

Updated Statement of Pertinent Facts (Prakash)

- d) Further on June 4, 2004, I performed a second online search via PeopleData in a diligent attempt to locate Adityo Prakash. Two possible addresses for Adityo Prakash were returned, including the Marlin Court address and another address at 3320 Clearview Terrace, Fremont, CA 94539. There was a phone number indicated for the Marlin Court address but no phone number indicated for the Clearview Terrace address. Attached is a copy of the PeopleData results marked as Exhibit F.
- e) On June 4, 2004, after the Yahoo People Search, I sent the application papers for the above-referenced U.S. Patent Application, including a copy of the application, along with a declaration to be signed and other documents) via certified mail with return receipt to Adityo Prakash at the Clearview Terrace address, which was the address indicated from the PeopleData search. The shipment details indicate that notices were twice left, but the envelope was unclaimed. In addition, I made a phone call to (650) 637-9970, which was the number indicated from the PeopleData search. A phone company message indicated that the number was disconnected or no longer in service. Attached is a copy of the cover letter sent marked as Exhibit G, a copy of the certified mail receipt marked as Exhibit H, and a copy of shipment details from the US Postal Service marked as Exhibit I.
- f) To date, I have not received any return correspondence, return phone call, or other communication from Adityo Prakash regarding the above.


James K. Okamoto

July 26, 2004
Date

Attachments (Exhibits A through I)

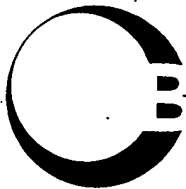


Exhibit A

OKAMOTO & BENEDICTO LLP
INTELLECTUAL PROPERTY ATTORNEYS

January 19, 2004

CONFIDENTIAL

Adityo Prakash
600 Marlin Court
Redwood Shores, CA 94065

RE: U.S. Patent Application
Title: Method and Apparatus for Merging Related Image Segments
Serial No.: 10/692,466
Filing Date: October 23, 2003
Inventor(s): Sachin Ahuja, et al.
Our Ref: 10006.001510

Dear Adityo:

The above-referenced nonprovisional application was filed on October 23, 2003, on behalf of PTS Corporation, now the owner of all rights to this patent application. Please find enclosed a "Declaration for Utility or Design Patent Application", an "Assignment", a "Power of Attorney" and an "Oath & Assignment" for the application attached to a copy of the application.

As a co-inventor, please sign and date the above-mentioned three forms where indicated by the flags. By signing these forms, you are basically reconfirming that you are the joint inventor of the subject matter sought to be patented.

When the forms have been executed, please return all pages of these documents and the copy of the application to us as soon as possible. A first class pre-stamped return envelope is included for your convenience.

Thank you very much for your assistance in this matter. Please contact me at (408) 436-2111 if you have any questions regarding this matter.

Sincerely,
OKAMOTO & BENEDICTO LLP

James K. Okamoto

JKO/jvm
Enclosures

OKAMOTO & BENEDICTO LLP
1737 North First Street, Suite 270
San Jose, California 95112

1 5 3 1 3 5 2 6
5 0 4 0 # 0 3 . 0 5 U . C A . 9 5 1 1 2
5 6 4 3 MAILED FROM ZIP CODE 95112

Adityo Prakash
600 Marlin Court
Redwood Shores, CA 94065

WMS



NOT DELIVERABLE
AS ADDRESSED
UNABLE TO FORWARD

Exhibit B

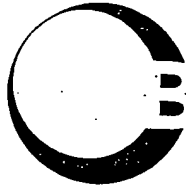


Exhibit C

OKAMOTO & BENEDICTO LLP
INTELLECTUAL PROPERTY ATTORNEYS

March 8, 2004

Mr. Sanford Kingsley, Esq.
Leboeuf, Lamb, Greene & McRae LLP
One Embarcadero Center, Suite 400
San Francisco, CA 94111

For: Mr. Adityo Prakash
600 Marlin Court
Redwood Shores, CA 94065

Re: U.S. Patent Application

Title: Method and Apparatus for Merging Related Image

**Inventors: Sachin Ahuja, Gavin Horn, Michael Fleisher, John
Chen, Adityo Prakash, and Edward Ratner**

Filing Date: October 23, 2003

Serial No.: 10/692,466

Our Ref.: 10006.001510

Dear Mr. Kingsley:

Please find attached a set of "Declaration for Utility or Design Patent Application," "Power of Attorney or Authorization of Agent," and "Assignment" forms for Mr. Prakash's execution.

As a co-inventor in the above-referenced patent application, Mr. Prakash is obligated to sign these documents based on his Signagenics Laboratories, Inc. (aka Pulsent Corporation) Employee Propriety Information and Inventions Agreement that he signed on January 2, 1998. My client PTS Corporation bought rights to this patent application out of Pulsent's bankruptcy.

When the above three forms have been executed, please return all pages of these documents to us as soon as possible or by March 17, 2004. A first-class pre-stamped return envelope is included for your convenience.

If you have any questions, please call me at 408-436-2111. Thank you very much for your assistance.

Sincerely,
OKAMOTO & BENEDICTO LLP

James K. Okamoto

JKO/jvm
Enclosures

OKAMOTO & BENEDICTO LLP
1737 North First Street, Suite 270
San Jose, California 95112

NO LONGER AT
THIS ADDRESS

RETURN TO SENDER

OKAMOTO & BENEDICTO LLP
1737 North First Street, Suite 270
San Jose, California 95112

RETURN TO SENDER

NO LONGER AT
THIS ADDRESS

Exhibit D

[Yahoo!](#) [My Yahoo!](#) [Mail](#)

YAHOO! **PEOPLE SEARCH**  **Sign In**
New User? [Sign Up](#)

Search
the web

Search

[People Search Home](#) - [Help](#)

Your People Search:

[Create / Edit My Listing](#) - [Remove My Listing](#)

first last city state

Yahoo! Search

FEATURED SPONSOR

- [Click for all adityo prakash matches](#) - Unlisted numbers & addresses. Background checks. Satellite photos.
www.PeopleData.com

We didn't find any people matching **adityo prakash**.

Suggestions:

- Double check your spelling.
- Try using the wildcard character ("*"). For example, typing "Anders*" as your name search criteria will return "Anderson", "Andersen", etc.
- Do a Yahoo! Search of the web for [adityo prakash](#).

FEATURED SPONSOR

- [Find adityo prakash in PeopleData](#) - Unlisted phone numbers & addresses. Background checks. Satellite photos.
www.PeopleData.com

Search the Web:

Yahoo! Search

[Advanced Web Search](#)

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Exhibit F**PeopleData™****Begin New Search****Home****Find Unlimited Additional People for \$1 each****SEARCH RESULTS for:[ADITYO PRAKASH]****Possible Name Combinations****Total Matches****ADITYO PRAKASH****2****ADITYO****9****Total****11****ADITYO PRAKASH - 2 Matches**

Name	Address	Phone Number	Background Check	Satellite Photo	Birth
1. ADITYO P PRAKASH	3320 CLEARVIEW TER FREMONT CA 94539		<u>Available</u>	<u>Available</u>	Janua 1967
2. ADITYO P PRAKASH	600 MARLIN CT REDWOOD CITY CA 94065	(650) 637-9970	<u>Available</u>	<u>Available</u>	Janua 1967

ADITYO - 9 Matches

Name	Address	Phone Number	Background Check	Satellite Photo	Birth
3. ADITYO P PRAKASH	3320 CLEARVIEW TER FREMONT CA 94539		<u>Available</u>	<u>Available</u>	Janua 1967
4. ADITYO NUGROHO	MOUNTAIN VIEW CA 94035	(650) 967-6362	n/a	n/a	
5. ADITYO P PRAKASH	600 MARLIN CT REDWOOD CITY CA 94065	(650) 637-9970	<u>Available</u>	<u>Available</u>	Janua 1967
6. ADITYO SOEHAR	395 BEACON ST BOSTON MA 02116		<u>Available</u>	<u>Available</u>	Janua 1971
7. ADITYO SOEHARSANO	148 N NORTH BEACON ST BRIGHTON MA 02135		<u>Available</u>	<u>Available</u>	Janua 1960
8. ADITYO S PURBOWASI	10 ROGERS ST 209 CAMBRIDGE MA 02142		<u>Available</u>	<u>Available</u>	May 1
9. ADITYO K REDDY	3 TWILIGHT CT LIVINGSTON NJ 07039	(973) 422-0238	<u>Available</u>	<u>Available</u>	June :
10. ADITYO NUGROHO	1600 WELSH AVE COLLEGE STATION TX 77840	(979) 485-0448	<u>Available</u>	<u>Available</u>	
11. ADITYO S PURBOWASI	1320 N VEITCH ST 1221 ARLINGTON VA 22201		<u>Available</u>	<u>Available</u>	May 1

Find Unlimited Additional People for \$1 each

(c) PeopleData, Inc. 2004

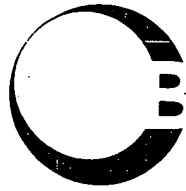


Exhibit G

OKAMOTO & BENEDICTO LLP
INTELLECTUAL PROPERTY ATTORNEYS

June 4, 2004

Via Certified Mail with Return Receipt

Adityo Prakash
3320 Clearview Terrace
Fremont, CA 94539

RE: U.S. Patent Application

Title: Method and Apparatus for Merging Related Image Segments
Serial No.: 10/692,466
Filing Date: October 23, 2003
Inventor(s): Sachin Ahuja, et al.
Our Ref: 10006.001510

Dear Adityo:

The above-referenced nonprovisional application was filed on October 23, 2003, on behalf of PTS Corporation, now the owner of all rights to this patent application. Please find enclosed a "Declaration for Utility or Design Patent Application", an "Assignment", a "Power of Attorney" and an "Oath & Assignment" for the above-referenced application attached to a copy of the application.

As a co-inventor, please sign and date the above-mentioned three forms where indicated by the flags. By signing these forms, you are basically reconfirming that you are the joint inventor of the subject matter sought to be patented.

When the forms have been executed, please return all pages of these documents and the copy of the application to us Friday, June 18, 2004 (two weeks from today). A first class pre-stamped return envelope is included for your convenience.

Thank you very much for your assistance in this matter. Please contact me at (408) 436-2111 if you have any questions regarding this matter.

Sincerely,
OKAMOTO & BENEDICTO LLP

James K. Okamoto

JKO/jvm
Enclosures

Exhibit H

049T 2554 5000 010T 0002

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

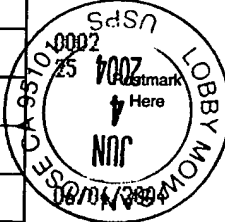
OFFICIAL USE

FRONTICA 94539

Postage	\$ 2.21
Certified Fee	\$2.30
Return Receipt Fee (Endorsement Required)	\$1.75
Restricted Delivery Fee (Endorsement Required)	\$0.00
Total Postage & Fees	\$ 6.26

Sent To: **Adityo Prakash**
 Street, Apt. No., or PO Box No.: **3320 Clearview Terrace**
 City, State, ZIP+4: **Fremont CA 94539**

PS Form 3800, June 2002 See Reverse for Instructions



San Jose
 San Jose, California
 951019713
 0568370002-0095
 (800) 275-8777 05:13:33 PM

Sales Receipt			
Product Description	Sale Qty	Unit Price	Final Price
FREMONT CA 94539			\$2.21
First-Class			\$1.75
Return Receipt			\$2.30
Certified			\$2.30
Label Serial #: 70031010000545521640			-\$6.26
Customer Postage			\$0.00
Subtotal:			=====
Issue PVI:			\$0.00
Total:			\$0.00

Paid by:

Bill #: 1000501635659
 Clerk: 25

— All sales final on stamps and postage. —
 Refunds for guaranteed services only.
 Thank you for your business.
 Customer Copy

Exhibit I[Home](#)

Track & Confirm

Shipment Details

You entered 7003 1010 0005 4552 1640

Your item was delivered at 3:30 pm on July 07, 2004 in SAN JOSE, CA 95112.

Here is what happened earlier:

- UNCLAIMED, July 06, 2004, 3:02 pm, FREMONT, CA
- NOTICE LEFT, June 26, 2004, 1:24 pm, FREMONT, CA 94539
- NOTICE LEFT, June 09, 2004, 12:28 pm, FREMONT, CA 94539
- ACCEPTANCE, June 04, 2004, 5:12 pm, SAN JOSE, CA 95101

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